

RESOLUTION NO.: 09-12

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, SUPPORTING FLORIDA SENATE BILL 410, WHICH PROPOSES AMENDING FLORIDA STATUTES SECTION 626.9541 TO PROVIDE THAT AN INSURER'S FAILURE TO OFFER IN THE STATE OF FLORIDA ANY KIND OR LINE OF INSURANCE WHICH IT OFFERS IN ANOTHER JURISDICTION CONSTITUTES AN UNFAIR METHOD OF COMPETITION AND UNFAIR OR DECEPTIVE ACT.

WHEREAS, ever since Hurricane Andrew battered South Florida, property insurance companies have demanded more from customers in Florida while giving less in return; and

WHEREAS, after Florida's Office of Insurance Regulation denied State Farm Insurance's request for a 47 percent rate increase, State Farm decided to stop insuring Florida properties, leaving 1.2 million policy holders searching for new property insurers; and

WHEREAS, if insurance companies such as State Farm refuse to insure Florida homeowners due to a higher risk, those same companies should not be allowed to "cherry pick" other, more lucrative lines of business like automobile policies; and

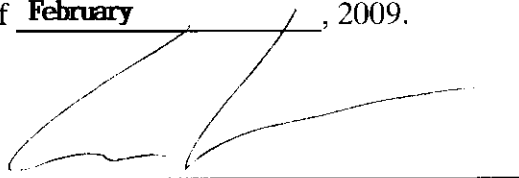
WHEREAS, Florida Senate Bill 410 would ensure that corrective action is taken against this cherry picking, or selective limitation of insurance offerings, by amending Florida Statutes section 626.9541 to provide that an insurer's failure to offer in Florida any kind or line of insurance which it offers in another jurisdiction constitutes an unfair method of competition and unfair or deceptive act.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1. The foregoing facts and recitations contained in the preamble of this resolution are hereby adopted and incorporated by reference as if fully set forth herein.

Section 2. The Mayor and the City Council of the City of Hialeah, Florida hereby pledge their support for Florida Senate Bill 410, which would make the practice of insurers failing to offer in the State of Florida any kind or line of insurance which they offer in another jurisdiction illegal.

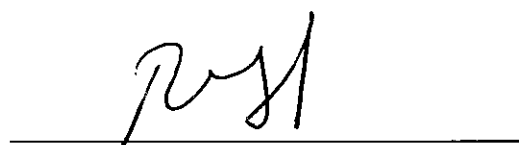
PASSED AND ADOPTED this 10th day of February, 2009.

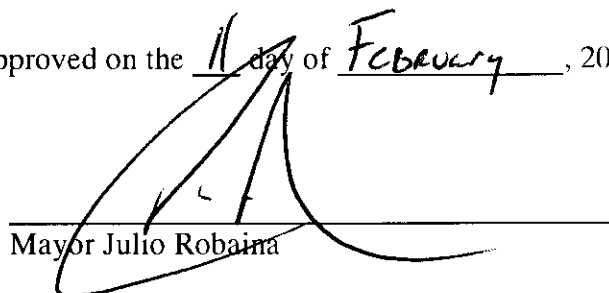


Carlos Hernandez
Council President

Attest:

Approved on the 11 day of February, 2009.



Rafael E. Granado, City Clerk

Mayor Julio Robaina

Approved as to legal sufficiency and form:



William M. Grodnick, City Attorney

Resolution was adopted by a unanimous vote with Councilmembers, Caragol, Casals-Muñoz, Cue, Garcia-Martinez, Gonzalez, Hernandez, and Yedra voting "Yes".